


Entered - 12/01/00 - sb  
CL00L0721 - DIANNE C. MITCHELL

01- R-0019

CLAIM OF: **ANTIONETTE BATTLE**, as the natural and legal  
custodial parent of **CHAQUAVIA HACKNEY**  
**AND DEQUAIOUS BATTLE**, children of  
**Quintavios Hackney, deceased,**  
through their attorney,  
**William N. Robbins**  
**6000 Lake Forrest Drive**  
**Suite 315**  
**Atlanta, Georgia 30328**

For damages alleged to have been sustained as a result of a vehicular  
accident on March 30, 2000 at 962 Sells Avenue.

THIS ADVERSED REPORT IS APPROVED


BY:   
ROBERT N. GODFREY  
DEPUTY CITY ATTORNEY

ADVERSE REPORT

COM. P.S. & L.A.

DATE 1/16/01

CHM C. T. Martin

  
Clara H. H. H.  
City of Atlanta

ADVERSED BY  
CITY COUNCIL JAN 16 2001



**CITY OF ATLANTA  
OFFICE OF MUNICIPAL CLERK**

**RHONDA DAUPHIN JOHNSON, CMC  
MUNICIPAL CLERK**

**55 TRINITY AVENUE, S.W.  
SECOND FLOOR, EAST  
SUITE 2700  
ATLANTA, GEORGIA 30335  
(404) 330-6033  
FAX (404) 658-6103**

January 26, 2001

William N. Robbins  
Attorney at Law  
6000 Lake Forrest Drive  
Suit 315  
Atlanta, GA 30328

**01-R-0019**

**RE:** Antionette Battle, as the natural and legal custodial  
parent of Chaquavia Hackney & Dequaious  
Battle, children of Quintavious Hackney, deceased

Dear Attorney Robbins:

I sincerely regret that your client has been adversely affected by the circumstances raised in his/her claim for damages against the City of Atlanta. Your time and patience in this matter has been greatly appreciated.

However, I must notify you that the Atlanta City Council Adopted an Adverse Report on your client's claim at its regular meeting on January 16, 2001. In consultation with the City's Law Department, who conducted an investigation of the situation, the Council has determined that the City cannot accept responsibility for this matter and therefore cannot pay this claim.

If you desire any further information, please contact the **City Attorney's Office/Claims Division** at **(404) 330-6400**.

Yours very truly,

Rhonda Dauphin Johnson, CMC  
Municipal Clerk

**cc: Claims Division/Law Department**

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 00L0721

Date: December 27, 2000

Claimant /Victim ANTIONETTE BATTLE, as natural and legal custodial parent of CHAQUAVIA HACKNEY AND DEQUAIOUS BATTLE, children of Quintavios Hackney, deceased

BY: (Atty) William N. Robbins

Address: 6000 Lake Forrest Drive, Suite 315, Atlanta, Georgia 30328

Subrogation: Claim for Property damage \$ Bodily Injury \$ not stated

Date of Notice: 11/16/00 Method: Written, proper X Improper     

Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X

Date of Occurrence 03/30/00 Place: 962 Sells Avenue

Department Police Division:     

Employee involved      Disciplinary Action:     

NATURE OF CLAIM: The claimants allege that their father's neck injury, caused by a vehicular accident, was further exacerbated when police personnel "negligently" moved him after the accident. The City is immune from liability as set forth in O.C.G.A. §36-33-3.

INVESTIGATION:

Statements: City employee      Claimant      Others      Written      Oral     

Pictures      Diagrams      Reports: Police X Dept Report      Other     

Traffic citations issued: City Driver      Claimant Driver     

Citation disposition: City Driver      Claimant Driver     

BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial     

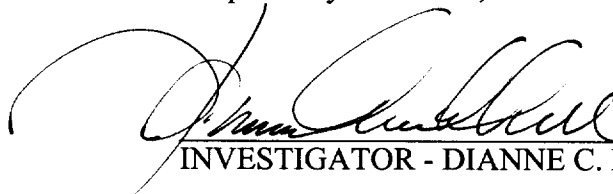
Improper Notice      More than Six Months      Other X Damages reasonable     

City not involved      Offer rejected      Compromise settlement     

Repair/replacement by Ins. Co.      Repair/replacement by City Forces     

Claimant Negligent      City Negligent      Joint      Claim Abandoned     

Respectfully submitted,

  
INVESTIGATOR - DIANNE C. MITCHELL

RECOMMENDATION:

Pay \$      Adverse X Account charged: 1A01      2J01      2H01     

Claims Manager:  Concur/date 12-28-00

Committee Action:      Council Action

RCS# 2563  
1/16/01  
4:18 PM

Atlanta City Council

Regular Session

*Claims*

MULTIPLE

Unfavorable Items 9-33

01-R-0012	01-R-0023	ADOPT
01-R-0013	01-R-0024	
01-R-0014	01-R-0025	YEAS: 13
01-R-0015	01-R-0026	NAYS: 0
01-R-0016	01-R-0027	ABSTENTIONS: 0
01-R-0017	01-R-0044	NOT VOTING: 3
01-R-0018	01-R-0045	EXCUSED: 0
01-R-0019	01-R-0047	ABSENT 0
01-R-0020	01-R-0048	
01-R-0021	01-R-0049	
01-R-0022	01-R-0050	
	01-R-0051	01-R-0052

NV McCarty	Y Dorsey	Y Moore	Y Thomas
Y Starnes	Y Woolard	Y Martin	Y Emmons
Y Bond	Y Morris	Y Maddox	Y Alexander
Y Winslow	Y Muller	NV Boazman	NV Pitts

MULTIPLE